



Sc100
MAR 1 8 2003
hereby certify that this correspondence is being deposited with the United States Postal Service as ~~First class~~ mail in an envelope addressed to:

Attorney Docket No.: 09801-00010US

RECEIVED
TECH CENTER 1600/2000
MAR 11 2003
PATENT
3/12/03

Assistant Commissioner for Patents
Washington, D.C. 20231

On 3/5/03

TOWNSEND and TOWNSEND and CREW LLP

By: Jaeger K. Hardi

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jonathan B. Rothbard

Application No.: 09/779,693

Filed: February 7, 2001

For: COMPOSITIONS AND METHODS
FOR ENHANCING DRUG DELIVERY
ACROSS BIOLOGICAL MEMBRANES
AND TISSUES

Examiner: Dameron Jones

Art Unit: 1614

**RESPONSE TO RESTRICTION
REQUIREMENT**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Restriction Requirement mailed February 4, 2003, Applicant elects group II, claims 32-40, drawn to a composition. This selection, along with the species election, is made with traverse as no undue burden exists to search and examine all of the claimed compounds.

In addition, Applicant elects, for search purposes only, taxol for the biological agent, and a peptide containing exactly 7 L-arginine members.

Claims readable on taxol, include claims 32, 33 and 38. Claims readable on the 7-membered L-arginine peptide include claims 32 and 40.

Jonathan B. Rothbard
Application No.: 09/779,693
Page 2

PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 925-472-5000.

Respectfully submitted,



William B. Kezer
Reg. No. 37,369

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 925-472-5000
Fax: 415-576-0300
WBK:art
WC 9053811 v1



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Attorney Docket No.: 019801-00110US
TECH CENTER 1600/2900
MAR 11 2003

Assistant Commissioner for Patents
Washington, D.C. 20231

On 3/5/03

TOWNSEND and TOWNSEND and CREW LLP

By: Jonathan K. Rothbard

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jonathan B. Rothbard

Application No.: 09/779,693

Examiner: Dameron Jones

Filed: February 7, 2001

Art Unit: 1614

For: COMPOSITIONS AND METHODS
FOR ENHANCING DRUG DELIVERY
ACROSS BIOLOGICAL MEMBRANES
AND TISSUES

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Prior to examination of the above-referenced application, please enter the following amendments and remarks.

This amendment has been prepared under the newly revised format set forth by the USPTO in the Office of Patent Legal Administration Pre-OG Notice of January 31, 2003. It is the Applicant's understanding that by following the provisions of the new format, the provisions under 37 CFR § 1.121(a), (b), (c) and (d) are waived for amendments to the claims, specification and drawings.

Amendments to the claims are reflect in the list of claims beginning on page 2 of the present amendment.

Remarks begin on page 8 of the present amendment.

RECEIVED